

1 UNITED STATES DISTRICT COURT
2 DISTRICT OF NEVADA

3 Ray Sharpe,

4 Plaintiff

5 v.

6 Alisha Grundy, et al.,

7 Defendants
8

Case No.: 2:17-cv-01905-JAD-PAL

Order Adopting
Report & Recommendation

[ECF No. 10]

9
10 Pro se plaintiff Ray Sharpe is a prisoner in the custody of the Nevada Department of
11 Corrections. Sharpe brings this civil-rights action under 42 U.S.C. § 1983 against private
12 individual Alisha Grundy and a Las Vegas Metropolitan Police Officer, alleging that the officer
13 allowed Grundy to “remove and take” Sharpe’s property from his house without his consent.¹
14 Because civil-rights actions are only available against state actors, and Grundy is merely a
15 private citizen, and because officers have no constitutional duty to protect Sharpe’s property
16 from Grundy, the magistrate judge recommends on screening that I dismiss Sharpe’s case with
17 prejudice and without leave to amend.² Having reviewed the report and recommendation de
18 novo, I find it accurate and adopt it in full. And “no review is required of a magistrate judge’s
19 report and recommendation unless objections are filed,”³ and Sharpe’s February 14, 2019,
20 deadline to object passed without any objection having been filed. Accordingly,

21 IT IS HEREBY ORDERED THAT:

- 22 • The Report and Recommendation [ECF No. 10] is **ADOPTED** in full;
23 • **This case is DISMISSED** with prejudice;

24
25 ¹ ECF No. 1-1.

26 ² ECF No. 10.

27 ³ *Schmidt v. Johnstone*, 263 F. Supp. 2d 1219, 1226 (D. Ariz. 2003); *see also Thomas v. Arn*, 474
28 U.S. 140, 150 (1985); *United States v. Reyna-Tapia*, 328 F.3d 1114, 1121 (9th Cir. 2003).

- The Clerk of Court is directed to ENTER JUDGMENT ACCORDINGLY and CLOSE THIS CASE.

Dated: February 18, 2019



U.S. District Judge Jennifer A. Dorsey